

Appl. No. : 10/725,892
Filed : December 2, 2003

REMARKS

With this paper, Claim 1 has been amended. Claims 1-4 remain pending for further examination.

Claim Objections

The Examiner has objected to Claim 1, stating that at line 9, the phrase "a token" should be changed to "the token." The limitation "token processor" is being referred to by the article "a" in line 9, which is separate from "the token" introduced in the previous limitation. It is respectfully requested that the objection be withdrawn.

Claim Rejection for Double Patenting

The Examiner has rejected Claims 1-4 as being unpatentable for obviousness type double patenting over Claims 12-14 and 16 of U.S. Patent 6,683,857. The Examiner asserts that the present claims are directed to the same subject matter, but are of broader scope with certain limitations removed.

However, Claims 12-14 and 16 of this patent have no limitations that suggest the token generator for selecting one route from a plurality of detected routes or constructing hypothetically a connection path.

Because the present claims include limitations not taught or suggested in any way by the claims of U.S. Patent 6,683,857, it is respectfully requested that the double patenting rejection be withdrawn.

Claim Rejections Under 35 U.S.C. Section 103

The Examiner has also rejected Claims 1-4 as unpatentable over Green. Claim 1 has been amended to recite "a token generator operable to output the other destination information which is useful for selecting one route having the possibility of connection among the detected routes to the token processor when a plurality of routes are detected, co-operate with the token processor to select the one route by constructing hypothetically a path for connection and output a token for connection request to the selected one route"

In the invention of Green, a request includes a network address and a socket number. Thus, in Green, a physical address is expressly indicated. There is no contemplation in Green that a plurality of routes are detected, with one being selected by constructing hypothetically a path for connection as set forth in Claim 1.

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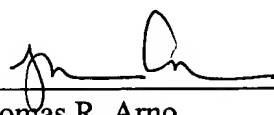
Claims 2-4 are dependent on Claim 1, and it is respectfully submitted that these claims are allowable for at least the same reasons.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 10/1/04

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